



JON M. HUNTSMAN, JR.  
Governor

GARY R. HERBERT  
Lieutenant Governor

**State of Utah**  
**DEPARTMENT OF NATURAL RESOURCES**  
**Division of Oil, Gas & Mining**

MICHAEL R. STYLER  
Executive Director

JOHN R. BAZA  
Division Director

October 10, 2006

**Addendum #1 to Certificate of Deposit Letter Agreement**

**CD #**      **- \$19,000.00**  
**T&M Holdings Mine, S/035/023**

Jon Allen, Vice President  
Capital Community Bank  
1909 West State Street  
Pleasant Grove, Utah  
(801) 772-0800

Tracy Burnham, President  
Decorative Landscaping, Inc.  
3231 North Millcreek Road  
Pleasant Grove, Utah 84062

Funds in the amount of \$2000.00 were added to CD account number      for a cumulative dollar amount of \$19,000.00. The cumulative dollar amount of these funds are to be utilized as reclamation surety and made available to the State of Utah, Division of Oil, Gas, and Mining.

Capital Community Bank agrees to maintain the bank's administrative hold that was initially placed on this account on March 23, 2005 for the cumulative dollar amount of \$19,000.00.

In the event of Bank termination of this CD account, the Division may request the redemption of these funds to assure or complete reclamation if the Operator does not replace the CD with either the same type of surety or another form of surety within 90 days of Bank termination notice or the actual Bank termination date.

The Division of Oil, Gas and Mining may request CD information on an occasional basis. This letter grants approval by Tracy Burnham of Decorative Landscaping Inc. to provide CD status information to the Division of Oil, Gas and Mining at any time an inquiry is made via telephone, email, or letter.

Nothing herein contained shall vary, alter, or extend any provision or condition of the CD letter agreement except as herein stated.

Please acknowledge with signature(s) of the below named and return this letter with original signatures to the Division.





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(801) 772-0800



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Nothing herein contained shall vary, alter, or extend any provision or condition of the CD letter agreement except as herein stated.

Please acknowledge with signature(s) of the below named and return this letter with original signatures to the Division.

RECEIVED

OCT 24 2006

DIV. OF OIL, GAS & MINING





JON M. HUNTSMAN, JR.  
Governor

GARY R. HERBERT  
Lieutenant Governor

**State of Utah**  
**DEPARTMENT OF NATURAL RESOURCES**  
**Division of Oil, Gas & Mining**

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Executive Director

JOHN R. BAZA  
Division Director

Addendum to Reclamation Contract  
Addendum Number 2

Decorative Landscaping, Inc., T&M Holdings Mine, S/035/023

October 6, 2006

Tracy Burnham  
Decorative Landscaping, Inc.  
3231 North Millcreek Road  
Pleasant Grove, Utah 84062

Reclamation work associated with the disturbed area is completed with the exception of revegetation. Additional acreage will be disturbed as identified in the Notice of Intention as amended. This letter serves as an acknowledgment and approval of the following:

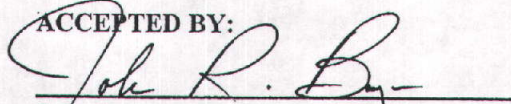
- **MAP:** Any revisions incurred after April 6, 2005 are identified in the Amended Notice of Intention to Conduct Exploration. Otherwise Attachment A identifies the map(s);
- **LEGAL DESCRIPTION:** Any revisions incurred after April 6, 2005 are identified in the Notice of Intention to Conduct Exploration (as amended), otherwise, Attachment A identifies the legal description;
- **ACREAGE:** Any revisions after April 6, 2005 are identified in the Notice of Intention as amended;
- **SURETY AMOUNT:** \$19,000.00, Certificate of Deposit, acct. no. \_\_\_\_\_ with Capital Community Bank increased from \$17,000.00 to \$19,000.00
- **ESCALATION YEAR:** 2009

Nothing herein contained shall vary, alter, or extend any provision or condition of the Reclamation Contract. To the extent any conflict exists between this addendum and the Reclamation Contract and prior addenda, these terms shall control.


Please acknowledge with signature and date, make a copy for your records, and immediately return this addendum with original signature to the Division.

The below signed, acknowledges and accepts these revisions and incorporates them into the April 6, 2005, Reclamation Contract.

ACCEPTED BY:

  
John R. Baza, Director  
Division of Oil, Gas and Mining

10/11/2006  
Date

  
Tracy Burnham, Director and President  
Decorative Landscaping, Inc.

10/16/06  
Date

RECEIVED


OCT 24 2006

DIV. OF OIL, GAS & MINING




The below signed, acknowledges and accepts these revisions and incorporates them in to the march 23, 2005 Certificate of Deposit Letter Agreement.

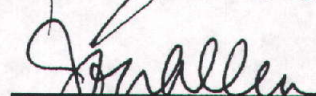
ACCEPTED BY:

  
\_\_\_\_\_  
John R. Baza, Director  
Division of Oil, Gas and Mining

10/10/2006  
Date

  
\_\_\_\_\_  
Tracy Burnham, President  
Decorative Landscaping, Inc.

10/19/06  
Date

  
\_\_\_\_\_  
Jon Allen, Vice President  
Capital Community Bank

10-18-06  
Date

Decorative Landscaping, Inc  
Tracy Burnham  
Addendum #1 to Certificate of Deposit Letter Agreement

RECEIVED  
OCT 24 2006  
DIV. OF OIL, GAS & MINING